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Signed and Filed: June 17, 2022

DENNIS MONTALI
U.S. Bankruptcy Judge

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Attorneys for Debtors and Reorganized Debtors

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

- ☐ Affects PG&E Corporation
☒ Affects Pacific Gas and Electric Company
☐ Affects both Debtors

** All papers shall be filed in the Lead Case, No. 19-30088 (DM).*

Bankruptcy Case No. 19-30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**ORDER APPROVING STIPULATION AND
AGREEMENT AND DISALLOWING AND
EXPUNGING PROOFS OF CLAIM
PURSUANT TO THE REORGANIZED
DEBTORS' ONE HUNDRED EIGHTH
OMNIBUS OBJECTION TO CLAIMS
(PURPA CLAIMS)**

[Relates to Dkt. Nos. 11230, 11476, 11477, 11947,
11948, 11231, 11654, 11655, and 12505]

1 The Court having considered the *Stipulation and Agreement for Order Resolving the*
2 *Reorganized Debtors' One Hundred Eighth Omnibus Objection to Claims (PURPA Claims)*, dated
3 June 15, 2022 [Dkt. No. 12505] (the “**Stipulation**”),¹ entered into by and between Pacific Gas and
4 Electric Company (the “**Utility**”),² and Winding Creek Solar LLC, Foothill Solar LLC, Hollister Solar
5 LLC, Vintner Solar LLC, Bear Creek Solar LLC, Kettleman Solar LLC, and Allco Renewable Energy
6 Limited (collectively, the “**Claimants**”) to resolve the *Reorganized Debtors' One Hundred Eighth*
7 *Omnibus Objection to Claims (PURPA Claims)* [Dkt. No. 11230] (the “**Omnibus Objection**”); and this
8 Court having jurisdiction to consider the Omnibus Objection and the Stipulation and the relief requested
9 therein pursuant to 28 U.S.C. §§ 157 and 1334, the Order Referring Bankruptcy Cases and Proceedings
10 to Bankruptcy Judges, General Order 24 (N.D. Cal.), and Bankruptcy Local Rule 5011-1(a); and
11 consideration of the Stipulation and the Omnibus Objection and the requested relief being a core
12 proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to
13 28 U.S.C. §§ 1408 and 1409; and this Court having found and determined that notice of the Omnibus
14 Objection as provided to the parties listed therein is reasonable and sufficient under the circumstances,
15 and it appearing that no other or further notice need be provided; and the Court having held a hearing to
16 consider the Omnibus Objection on March 2, 2022, with Jack Nolan of Weil, Gotshal & Manges LLP
17 appearing on behalf of the Reorganized Debtors, and Thomas Melone of Allco Renewable Energy
18 Limited appearing on behalf of all Claimants; and upon all of the proceedings had before this Court and
19 after due deliberation and sufficient cause appearing therefor,

20 **IT IS HEREBY ORDERED THAT:**

- 21 1. The Stipulation is approved.
- 22 2. The Omnibus Objection is sustained. The claims listed in the column headed “Claim to
23 be Disallowed and Expunged” in **Exhibit 1** to the Stipulation are disallowed and expunged without
24

25 ¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in
the Stipulation.

26 ² The Utility, together with PG&E Corporation, are collectively, the “**Debtors**,” or as reorganized
27 pursuant to the *Order Confirming Debtors' and Shareholder Proponents' Joint Chapter 11 Plan of*
28 *Reorganization Dated June 19, 2020* [Dkt. No. 8053], the “**Reorganized Debtors**” in the above-
captioned chapter 11 cases (the “**Chapter 11 Cases**”).

1 prejudice to whatever amounts, if any, may be established in a later Proceeding that the Claimants may
2 commence. The Plan Injunction is modified to permit the Claimants to pursue the later Proceeding(s).

3 3. In the event any final judgment or order is entered in a later Proceeding, within 30 days
4 thereof, the Claimants shall file a Claim in these Chapter 11 Cases based on any amounts owed by the
5 Debtors as determined in the later Proceeding, and which Claim shall be considered timely filed.

6 4. The Parties reserve all rights, objections, contentions, defenses, and arguments with
7 respect to the Claims, and all matters and/or issues relating to the Claims, in any later Proceeding.

8 5. This Order is a final order under Federal Rule of Bankruptcy Procedure 7054, 28 U.S.C.
9 § 158, or otherwise, with respect to the first cause of action in the Complaint.

10 6. The Stipulation shall be binding on the Parties and each of their successors in interest.

11 7. The Stipulation shall constitute the entire agreement and understanding of the Parties
12 relating to the subject matter hereof and supersede all prior agreements and understandings relating to
13 the subject matter hereof.

14 8. The Bankruptcy Court shall retain jurisdiction to resolve any disputes or controversies
15 arising from the Stipulation or this Order.

16
17 **APPROVED AS TO FORM AND CONTENT:**

18 Dated: June 15, 2022

19 **CAIRNCROSS & HEMPELMANN**

20 /s/ John Rizzardi

21 John Rizzardi (*Pro Hac Vice*)

22 *Attorneys for Claimants*

23
24
25 *** END OF ORDER ***